

10/522800

DT Rec'd PCT/PTO 28 JAN 2005

Customer No. 22,852
Attorney Docket No. 06854.0041

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Yasushi KAWASHIRO et al.)	
)	Group Art Unit:
Application No.: Not Yet Assigned)	
)	Examiner:
Filed: January 28, 2005)	
)	
For: DELIVERY DEVICE AND)	
CONTAINER PROVIDED WITH)	
THE SAME)	

U.S. National Phase of International Application No. PCT/2003/009572

**MAIL STOP PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following are listed on the accompanying PTO/SB/08 and are in a non-English language:

1. Japanese Application No. 4-312462
2. Japanese Application No. 50-153325
3. Japanese Published Unexamined Patent Application (Kokai Tokkyo Koho) No. 2001-206454 - The relevance of this document is discussed at pages 3 and 4 of the specification of the present application. An English language abstract and an English language translation is also enclosed.
4. Japanese Published Unexamined Patent Application (Kokai Tokkyo Koho) No. 2002-80055 - The relevance of this document is discussed at pages 2 and 3 of the specification of the present application.
5. Japanese Application No. 1-87739
6. Japanese Published Unexamined Patent Application (Kokai Tokkyo Koho) No. 2001-179017 - The relevance of this document is discussed at page 3 of the specification of the present application. An English language abstract and an English language translation is also enclosed.

In lieu of a statement of relevance or the translation of non-English documents 1-5 above, enclosed is an English-language international search report from the Japanese Patent Office in the PCT international application, from which this national phase U.S. application is derived, citing these documents and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 28, 2005

By: 

Ernest F. Chapman
Reg. No. 25,961

Enclosures
EFC/FPD/gah

IDS Form PTO/SB/08: Substitute for form PTO/SB/01			Complete if Known		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)			Application Number	10/522800	
			Filing Date	January 28, 2005	
			First Named Inventor	Yasushi KAWASHIRO	
			Art Unit		
			Examiner Name		
Sheet	1	of	1	Attorney Docket Number	06854.0041

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-			
		US-			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		JP 4-312462	11-04-1992	PILKINGTON VISIONCARE INC.		No
		EP 0 500 249 A1	08-26-1992	PILKINGTON VISIONCARE INC.		
		JP 50-153325	12-10-1975	KYOKOKU GOMU KOGYO KABUSHIKI KAISHA		No
		JP 2001-206454	07-31-2001	MATERIAL ENG TECH LAB INC		Yes
		JP 2002-80055	03-19-2002	NIHON TENGANYAKU CO., LTD.		No
		EP 1 319 606 A1	06-18-2003	NIHON TENGANYAKU CO., LTD. and TAISEI KAKO CO., LTD.		
		JP 1-87739	06-09-1989	Shizue SUMIDA		No
		JP 2001-179017	07-03-2001	MATERIAL ENG TECH LAB INC		Yes

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.